



PTO/SB/21 (09-04)
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| | | | |
|--|------------------------|----------------------|--|
| TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small> | Application Number | 10/033,701 | RECEIVED OCT 29 2004 Technology Center 2100 |
| | Filing Date | December 27, 2001 | |
| | First Named Inventor | Dattatri, Kayshav | |
| | Art Unit | 2171 | |
| | Examiner Name | Fernandes, Cheryl M. | |
| Total Number of Pages in This Submission | Attorney Docket Number | 072130-0022 | |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD <input type="text"/> Remarks | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|----------------------------|----------|--------|
| Firm Name | McDermott Will & Emery, LP | | |
| Signature | | | |
| Printed name | Horace H. Ng | | |
| Date | 10/22/04 | Reg. No. | 39,315 |

| CERTIFICATE OF TRANSMISSION/MAILING | | |
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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | |
| Signature | | |
| Typed or printed name | Alexa Liu | Date 10/22/04 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$490.00

Complete if Known

| | | |
|----------------------|----------------------|--|
| Application Number | 10/033,701 | RECEIVED OCT 29 2004 Technology Center 2100 |
| Filing Date | December 27, 2001 | |
| First Named Inventor | Dattatray, Kayshav | |
| Examiner Name | Fernandes, Cheryl M. | |
| Art Unit | 2171 | |
| Attorney Docket No. | 072130-0022 | |

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

| | |
|------------------------|------------------------|
| Deposit Account Number | 502203 |
| Deposit Account Name | McDermott Will & Emery |

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|-------------------------------|-------------------------------|------------------------|----------|
| 1001 790 | 2001 395 | Utility filing fee | |
| 1002 350 | 2002 175 | Design filing fee | |
| 1003 550 | 2003 275 | Plant filing fee | |
| 1004 790 | 2004 395 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) (\$) | | | |

2. EXTRA CLAIM FEES FOR UTILITY AND

| | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Total Claims | -20** = 0 | X | = 0.00 |
| Independent Claims | -3** = 0 | X | = 0.00 |
| Multiple Dependent | | | |

Large Entity / Small Entity

| Fee Code | Fee Code (\$) | Fee Code (\$) | Fee (\$) | Fee Description | |
|--------------|---------------|---------------|----------|--|--------|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 | |
| 1201 | 88 | 2201 | 44 | Independent claims in excess of 3 | |
| 1203 | 300 | 2203 | 150 | Multiple dependent claim, if not paid | |
| 1204 | 88 | 2204 | 44 | ** Reissue independent claims over original patent | |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (2) | | | | (\$) | \$0.00 |

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|-----------------------------------|-------------------------------|---|----------|
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 2053 65 | Non - English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for ex parte reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 430 | 2252 215 | Extension for reply within second month | |
| 1253 980 | 2253 490 | Extension for reply within third month | 490.00 |
| 1254 1,530 | 2254 765 | Extension for reply within fourth month | |
| 1255 2,080 | 2255 1,040 | Extension for reply within fifth month | |
| 1401 340 | 2401 170 | Notice of Appeal | |
| 1402 340 | 2402 170 | Filing a brief in support of an appeal | |
| 1403 300 | 2403 150 | Request for oral hearing | |
| 1451 1,510 | 2451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,370 | 2453 685 | Petition to revive - unintentional | |
| 1501 1,370 | 2501 685 | Utility issue fee (or reissue) | |
| 1502 490 | 2502 245 | Design issue fee | |
| 1503 660 | 2503 330 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR § 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Statement | |
| 8021 40 | 8021 40 | Reducing each patent assignment per property (times number of properties) | |
| 1809 790 | 2809 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 790 | 2810 395 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 1801 790 | 2801 395 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |
| Other fee (specify) _____ | | | |
| *Reduced by Basic Filing Fee Paid | | | |
| SUBTOTAL (3) (\$) | | | \$490.00 |

SUBMITTED BY

| | |
|-------------------|--------------|
| Name (Print/Type) | Harice H. Ng |
| Signature | |

Registration No. 39,315
(Attorney/Agent)

Complete (if applicable)

| | |
|-----------|----------------|
| Telephone | (650) 813-5000 |
| Date | 10/22/04 |

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10-27-04

2171/41

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Mail Stop Amendment
Commissioner for Patents
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OCT 29 2004

Technology Center 2100

On October 25, 2004

MCDERMOTT WILLI & EMERY LLP

By: *[Signature]*

Docket No.: 072130-0022

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---------------------------|---|-------------------------------|
| In re Application of | : | Customer Number: 31824 |
| | : | |
| Kayshav Dattatri, et al. | : | Group Art Unit: 2171 |
| | : | |
| Serial No.: 10/033,701 | : | Examiner: Cheryl M. Fernandes |
| | : | |
| Filed: December 27, 2001 | : | |
| | : | |
| For: DATABASE REPLICATION | : | |
| USING APPLICATION PROGRAM | : | |
| EVENT PLAYBACK | : | |

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A response to the Office Action dated June 25, 2004 was filed with the U.S. Patent Office via facsimile transmission on October 22, 2004. However, no receipt acknowledgement was received from the U.S. Patent Office. Therefore, to err on the side of caution, Applicants hereby submit a duplicate of the response that was previously filed. Applicants respectfully request that the U.S. Patent Office exercise caution in ensuring that no duplicate fees are charged.

Serial No. 10/033,701

If there is any question regarding the foregoing, please telephone the undersigned at the telephone number provided below.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP



Horace H. Ng
Registration No. 39,315

18191 Von Karman Ave., Suite 400
Irvine, CA 92612-7107
Telephone: 949.851.0633
Facsimile: 949.851.9348
HN:al

Date: October 25, 2004

MPK 82162-1.072130.0022



** TX REPORT **

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OCT 29 2004

Technology Center 2100

TRANSMISSION OK

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| CONNECTION ID | |
| ST. TIME | 10/22 16:10 |
| USAGE T | 03'08 |
| PGS. SENT | 8 |
| RESULT | OK |

Attorney Docket No. 072130-0022

PTO FAX NO.: (703) 872-9306

ATTENTION: Examiner Cheryl M. Fernandes

Group Art Unit: 2171

TELEPHONE NO.: (703) 305-3917

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF

EXAMINER Cheryl M. Fernandes**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the following document(s) in regarding Application of Kayshav Dattatri, et al., Application No. 10/033,701, filed December 27, 2001 for DATABASE REPLICATION USING APPLICATION PROGRAM EVENT PLAYBACK is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form (1 pg.);
2. Fee Transmittal for FY 2005 (1 pg.);
3. Petition for Extension of Time Under 37 CFR 1.136(a) (1 pg.); and
4. Amendment (4 pgs.);

Number of pages being transmitted, including this page: 8

Dated: October 22, 2004


Alexa Liu



Attorney Docket No. 072130-0022

TO FAX NO.: (703) 872-9306

ATTENTION: Examiner Cheryl M. Fernandes

Group Art Unit: 2171

TELEPHONE NO.: (703) 305-3917

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OCT 29 2004

Technology Center 2100

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4. Amendment (4 pgs.);

Number of pages being transmitted, including this page: 8

Dated: October 22, 2004


Alexa Liu

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McDermott Will & Emery LLP
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